

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ORIGINAL

SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA, INC.,
SAMSUNG TELECOMMUNICATIONS
AMERICA GENERAL, L.L.C.,
SAMSUNG SEMICONDUCTOR, INC., and
SAMSUNG AUSTIN SEMICONDUCTOR L.L.C.,

Plaintiffs, : Civil Action No. 06-CV-0720 (***)

v. :

ON SEMICONDUCTOR CORP. :

and :

SEMICONDUCTOR COMPONENTS
INDUSTRIES, LLC. :

Defendants. :

REDACTED

DECLARATION OF PATRICK MUIR IN SUPPORT OF PLAINTIFFS'
MOTION TO ENJOIN DEFENDANTS FROM
PURSUING A DUPLICATIVE TEXAS ACTION

I, PATRICK MUIR, declare that the following is true and correct:

1. I am a licensed attorney and the principal of Muir Patent Consulting located in Great Falls, Virginia. I am outside counsel to Samsung Electronics Co. Ltd. Prior to starting Muir Patent Consulting, I was employed as in-house patent counsel at Samsung, and therefore have familiarity with Samsung's semiconductor engineering operations. I submit this

Declaration in support of Plaintiffs' Motion to Enjoin Defendants from Pursuing a Duplicative Texas Action.

2. I have been a member of the team that has represented Samsung in its licensing discussions with Defendants. I therefore have firsthand knowledge of those discussions.

REDACTED

REDACTED

REDACTED

REDACTED

18. The complaint filed in Texas includes claims against Samsung for infringement of the '594, '644, and '001 patents, and well as a claim for infringement of the '827 patent. Defendants, however, never disclosed the '827 patent to Samsung during their yearlong licensing discussions.

19. The Samsung DRAM products that are accused of infringement in this case were designed and developed in Korea. Most of the Samsung witnesses who have knowledge of the relevant technical aspects of the accused products are therefore located in Korea, as are most of the relevant technical documents relating to the accused products.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: December 21, 2006


Patrick Muir

CERTIFICATE OF SERVICE

I, Andrew A. Lundgren, Esquire, hereby certify that on February 8, 2007, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

Karen Jacobs Louden, Esquire
Morris Nichols Arsh & Tunnell
1201 North Market Street
PO Box 1347
Wilmington, DE 19899-1347

I further certify that on February 8, 2007, I caused a copy of the foregoing document to be served by **hand delivery** on the above-listed counsel of record and on the following non-registered participants in the manner indicated:

BY E-MAIL

Kenneth R. Adamo, Esquire
Jones Day
2727 North Harwood Street
Dallas, TX 75201

T. Gregory Lanier, Esquire
Behrooz Shariati, Esquire
Jones Day
2882 Sand Hill Road, Suite 240
Menlo Park, CA 94025

YOUNG CONAWAY STARGATT & TAYLOR, LLP

/S/ ANDREW A. LUNDGREN
Andrew A. Lundgren (No. 4429)
The Brandywine Building
1000 West Street
Wilmington, DE 19801
302-571-6600
alundgren@ycst.com

MUIR DECLARATION EX. A

REDACTED

MUIR DECLARATION EX. B

REDACTED

MUIR DECLARATION EX. C

REDACTED

MUIR DECLARATION EX. D

REDACTED

MUIR DECLARATION EX. E

REDACTED

MUIR DECLARATION EX. F

REDACTED

MUIR DECLARATION EX. G

REDACTED